

Judge: Timothy W. Dore  
Chapter: 13  
Hearing Date: May 17, 2017  
Hearing Time: 9:30 am  
Hearing Location: U.S. Bankruptcy Court  
700 Stewart St #8106  
Seattle, WA 98101  
Response Date: May 10, 2017

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON AT SEATTLE**

In Re:  
TOM S HYDE,  
Debtor.

IN CHAPTER 13 PROCEEDING  
NO. 14-12003

NOTICE OF TRUSTEE'S MOTION TO DISMISS  
CASE AND HEARING

PLEASE TAKE NOTICE that the Chapter 13 Trustee's Motion to Dismiss Case IS SET FOR HEARING as follows:

Judge: Timothy W. Dore  
Place: U.S. Bankruptcy Court  
700 Stewart St #8106  
Seattle, WA 98101

Date: May 17, 2017  
Time: 9:30 am

IF YOU OPPOSE the motion, you must file your written response with the Court Clerk NOT LATER THAN THE RESPONSE DATE, which is May 10, 2017.

IF NO RESPONSE IS TIMELY FILED, the Court may, in its discretion, GRANT THE MOTION PRIOR TO THE HEARING WITHOUT FURTHER NOTICE, and strike the hearing.

Date: April 03, 2017

/s/K. Michael Fitzgerald  
K. Michael Fitzgerald, WSBA# 8115  
Chapter 13 Trustee

**NOTICE OF TRUSTEE'S MOTION TO DISMISS CASE  
AND HEARING**

Chapter 13 Bankruptcy Trustee  
600 University St. #2200  
Seattle, WA 98101  
(206) 624-5124

Judge: Timothy W. Dore  
Chapter: 13  
Hearing Date: May 17, 2017  
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700 Stewart St #8106  
Seattle, WA 98101  
Response Date: May 10, 2017

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON AT SEATTLE

In Re:  
TOM S HYDE,  
Debtor.

IN CHAPTER 13 PROCEEDING  
NO. 14-12003  
TRUSTEE'S MOTION TO DISMISS CASE

The Trustee moves to dismiss this case pursuant to 11 U.S.C. § 1307(c):

The debtor filed a plan on August 13, 2014 (ECF No. 20).

The debtor's confirmed plan provides for monthly plan payments of \$1,040.00 (ECF No. 20). Through March 2017, the debtor is \$9,130.00 delinquent on his plan payments with another \$1,400.00 plan payment due in April 2017. The Trustee has not received a plan payment from the debtor since January 30, 2017. The debtor's case should be dismissed for material default with respect to his confirmed plan. 11 USC § 1307(c).

THE TRUSTEE REQUESTS that the Court dismiss this case.

Dated: April 03, 2017

/s/ K. Michael Fitzgerald  
K. Michael Fitzgerald, WSBA #8115  
Chapter 13 Trustee

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TRUSTEE'S MOTION TO DISMISS CASE - 1

Chapter 13 Bankruptcy Trustee  
600 University St. #2200  
Seattle, WA 98101  
(206) 624-5124

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON AT SEATTLE**

In Re:

TOM S HYDE,

## Debtor.

IN CHAPTER 13 PROCEEDING  
NO. 14-12003

*Proposed*  
ORDER DISMISSING CASE

THIS MATTER having come before the Court on the Chapter 13 Trustee's Motion to Dismiss Case, and the

17 Court having reviewed and considered the motion, records and files in this case, it is

18 ORDERED that this case is dismissed.

//End of Order//

Presented by:

/s/K. Michael Fitzgerald  
K. Michael Fitzgerald, WSBA# 8115  
Chapter 13 Bankruptcy Trustee  
600 University St. #2200  
Seattle, WA 98101  
(206) 624-5124

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600 University St. #2200  
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**ORDER DISMISSING CASE**